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FROM	1: Charles B. Cappellari Gen-Probe Incorporated 10210 Genetic Center Drive	-	<u>TO</u> :	Examiner: Lu, F. Group 1634				
San Diego, California 92121 Phone No. (858) 410-8927			<u>U.S. P</u>	atent & Trademark Office				
	Facsimile No. (858) 410-8928		Facsimile No. (571) 273-8300					
Numbe	er of pages (including this cover page): 21							
In re P	utent Application of:	)	Group	Art Unit: 1634				
AMMANN et al.			Examiner: Lu, F.					
Serial	Serial No. 09/973,862			Atty. Docket No. GP095-06.DV4				
Filed: October 11, 2001			Confirmation No. 8811					
Title:	AUTOMATED SYSTEM FOR ISOLATING AND AMPLIFYING A TARGET NUCLEIC ACID	)	Date:	November 2, 2005				
Transr	nitted herewith are the following documen	ts:			<u> </u>			
1)	• •			pp.);				
2) PTO/SB/08a (1 pg. in duplicate – 2			al); and					
31	One (1) Reference (16 pp. total)			4				

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Date: November 2, 2005

Charles B. Cappellan Registration No. 40,937

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:			Group Art Unit: 1634			
AMMANN et al.			Examiner: Lu, F.			
Serial No. 09/973,862			Confirmation No. 8811			
	October 11, 2001	)	Atty. Docket No. GP095-06.DV4			
	AUTOMATED SYSTEM FOR	į	VIA FACSIMILE			
For:	ISOLATING AND AMPLIFYING A	)	TA PACSIVILLE			
	TARGET NUCLEIC ACID	)				

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants bring to the Examiner's attention the reference listed on the attached PTO/SB/08 form (two copies) for consideration in connection with the examination of the above-identified application. A copy of the cited reference is attached hereto.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(c) more than three months from the filing date of the instant application and after the mailing date of a first Office action on the merits but before the mailing date of either a final action or notice of allowance.

Please charge the fee due under 37 C.F.R. § 1.17(p) to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

IDS

Serial No 09/973,862 Atty. Docket No. GP095-06.DV4

Applicants respectfully request that the Examiner indicate consideration of the cited reference by returning a copy of the attached PTO/SB/08 form with the Examiner's initials or other appropriate marks.

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Respectfully submitted,

Date: November 2, 2005

By:

Charles B. Cappellari Registration No. 40,937 Attorney for Applicants

GEN-PROBE INCORPORATED
Patent Department
10210 Genetic Center Drive
San Diego, California 92121

PH: 858-410-8927 FAX: 858-410-8928 NOV 0 2 2005

PTO/SB/08a (08-03)

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	INFORMATION DISCLOSURE STATEMENT BY APPLICANT						Application Number		09/973,862		
							Filing Date First Named Inventor		October 11, 2001  AMMANN et al.		
								Art Unit / Conf. No.		1634 / 8811	
		(Use I	ee many sheets as no	cossary)				Examiner Name Lu		Lu, F.	
Sheet		1	of		1			Attorney Docket Number		GP095-08.DV4	
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid QMB control number. Complete if Known INFORMATION DISCLOSURE Application Number 09/973,862 STATEMENT BY APPLICANT October 11, 2001 Filing Date AMMANN et al. First Named Inventor Art Unit / Conf. No. 1634 / 8811 (Use as many sheets as necessary) Lu, F. Examiner Name GP095-08.DV4 of Attorney Docket Number Sheet U. S. PATENT DOCUMENTS Pages, Columns, Lines, Where Relevant Passages or Relevant Publication Date Name of Patentee or Examiner Cite No. Document Number MM-DD-YYYY Applicant of Cited Document Inhials\* Figures Appear Number-Kind Code 2 (11 kno+n) US-4,699,767 10-13-1987 Aihara ŲŞ-US-US-US-US-US-US-Ú\$-US-US-US-US-US-US-FOREIGN PATENT DOCUMENTS Pagas, Columns, Lines, Name of Patentee or Exam!ner Foreign Patent Document Publication Cite Where Rejevant Passages Applicant of Cited Document Initials\* Date No. MM-DD-YYYY Or Relevant Figures Appear Country Code<sup>3</sup> "Number<sup>4</sup> "Kind Code<sup>5</sup> (If known)

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